

## AN ACT

relating to the regulation of equine dentistry and the conducting of licensing examinations by the State Board of Veterinary Medical Examiners.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 801.002, Occupations Code, is amended by adding Subdivisions (3-a) and (4-a) to read as follows:

(3-a) "Equine dentistry" means any diagnosis, treatment, or surgical procedure performed on the head or oral cavity of an equine animal. The term includes:

(A) any procedure that invades the tissues of the oral cavity, including a procedure to:

(i) remove sharp enamel projections;

(ii) treat malocclusions of the teeth;

(iii) reshape teeth; and

(iv) extract one or more teeth;

(B) the treatment or extraction of damaged or diseased teeth;

(C) the treatment of diseased teeth through restoration and endodontic procedures;

(D) periodontal treatments, including:

(i) the removal of calculus, soft deposits, plaque, and stains above the gum line; and

(ii) the smoothing, filing, and polishing

1 of tooth surfaces; and

2 (E) dental radiography.

3 (4-a) "Licensed equine dental provider" means a person  
4 who holds a license to practice equine dentistry issued under this  
5 chapter.

6 SECTION 2. Section 801.151, Occupations Code, is amended by  
7 amending Subsection (c) and adding Subsections (e) and (f) to read  
8 as follows:

9 (c) The board shall adopt rules to:

10 (1) protect the public; ~~and~~

11 (2) ensure that alternate therapies, including  
12 ultrasound diagnosis and therapy, magnetic field therapy, holistic  
13 medicine, homeopathy, chiropractic treatment, acupuncture, and  
14 laser therapy, are performed only by a veterinarian or under the  
15 supervision of a veterinarian; and

16 (3) ensure that equine dentistry is performed only by  
17 a veterinarian who is active and in good standing or by a licensed  
18 equine dental provider who is active and in good standing under the  
19 appropriate level of supervision of a veterinarian who is active  
20 and in good standing and who has established a  
21 veterinarian-client-patient relationship with the owner or other  
22 caretaker of an animal in accordance with Section 801.351.

23 (e) The board shall adopt rules to implement a jurisprudence  
24 examination for licensed equine dental providers, including rules  
25 relating to the development and administration of the examination,  
26 examination fees, guidelines for reexamination, examination  
27 grading, and provision of notice of examination results.

1        (f) The board may not adopt rules that unreasonably restrict  
2 the selection by the owner or other caretaker of an animal of a  
3 licensed equine dental provider who is in good standing to provide  
4 equine dental services.

5        SECTION 3. Sections 801.154(b) and (d), Occupations Code,  
6 are amended to read as follows:

7        (b) The veterinarian license renewal fee set by the board  
8 under this chapter is the amount set by the board under Subsection  
9 (a) and an additional fee of \$200.

10        (d) The additional fee under Subsection (b) does not apply  
11 to a veterinarian [~~license holder~~] who is:

12                (1) exempt from paying the renewal fee under Section  
13 801.304; or

14                (2) placed on inactive status as provided by Section  
15 801.306.

16        SECTION 4. Section 801.156, Occupations Code, is amended to  
17 read as follows:

18        Sec. 801.156. REGISTRY. (a) The board shall maintain a  
19 record of each license holder's [~~veterinarian's~~]:

20                (1) name;

21                (2) residence address; and

22                (3) business address.

23        (b) A license holder [~~veterinarian~~] shall notify the board  
24 of a change of business address or employer not later than the 60th  
25 day after the date the change takes effect.

26        SECTION 5. Section 801.203(b), Occupations Code, is amended  
27 to read as follows:

(b) The board shall list with its regular telephone number any toll-free telephone number established under other state law for presenting a complaint about a license holder [~~veterinarian~~].

SECTION 6. Section 801.2056(b), Occupations Code, is amended to read as follows:

(b) A complaint delegated under this section shall be referred for informal proceedings under Section 801.408 if:

(1) the committee determines that the complaint should not be dismissed or settled;

(2) the committee is unable to reach an agreed settlement; or

(3) the license holder [~~veterinarian~~] who is the subject of the complaint requests that the complaint be referred for informal proceedings.

SECTION 7. Sections 801.251 and 801.252, Occupations Code, are amended to read as follows:

Sec. 801.251. LICENSE REQUIRED FOR PRACTICE OF VETERINARY MEDICINE. Except as provided by Section 801.004, a person may not practice, or offer or attempt to practice, veterinary medicine unless the person holds a license to practice veterinary medicine issued under this chapter.

Sec. 801.252. ELIGIBILITY REQUIREMENTS FOR LICENSE TO PRACTICE VETERINARY MEDICINE. The board shall issue a license to practice veterinary medicine to a person who is qualified to be licensed to practice veterinary medicine under this chapter. A person is qualified to be licensed to practice veterinary medicine if:

(1) the person has attained the age of majority;

(2) the person is a graduate of a board-approved school or college of veterinary medicine;

(3) the person successfully completes the licensing examination for veterinarians conducted by the board; and

(4) the board does not refuse to issue a license to the person under Section 801.401.

SECTION 8. The heading to Section 801.253, Occupations Code, is amended to read as follows:

Sec. 801.253. LICENSING EXAMINATIONS FOR VETERINARIANS.

SECTION 9. Section 801.253(a), Occupations Code, is amended to read as follows:

(a) The board shall ~~[hold a regular meeting at least twice each year to]~~ conduct licensing examinations for veterinarians as provided by board rule. The board shall conduct the examination at a time and place the board determines is convenient for applicants.

SECTION 10. The heading to Section 801.256, Occupations Code, is amended to read as follows:

Sec. 801.256. SPECIAL LICENSE TO PRACTICE VETERINARY MEDICINE.

SECTION 11. Section 801.256(a), Occupations Code, is amended to read as follows:

(a) The board may issue a special license to practice veterinary medicine to an applicant who is:

(1) a member of the faculty or staff of a board-approved veterinary program at an institution of higher education;

(2) a veterinarian employee of the Texas Animal Health Commission;

(3) a veterinarian employee of the Texas Veterinary Medical Diagnostic Laboratory; or

(4) a person licensed to practice veterinary medicine in another jurisdiction, if the board determines that the person's specialty practice is unrepresented or underrepresented in this state.

SECTION 12. The heading to Section 801.257, Occupations Code, is amended to read as follows:

Sec. 801.257. PROVISIONAL LICENSE TO PRACTICE VETERINARY MEDICINE.

SECTION 13. Section 801.257(a), Occupations Code, is amended to read as follows:

(a) The board may grant a provisional license to practice veterinary medicine to an applicant who presents proof that the applicant:

(1) is licensed in good standing as a veterinarian in another state that:

(A) has licensing requirements substantially equivalent to the requirements of this chapter; and

(B) maintains professional standards the board considers equivalent to the professional standards of this chapter; and

(2) has passed a national or other examination recognized by the board relating to veterinary medicine.

SECTION 14. Section 801.258, Occupations Code, is amended

1 to read as follows:

2       Sec. 801.258. TEMPORARY LICENSE TO PRACTICE VETERINARY  
3 MEDICINE. The board by rule may provide for the issuance of a  
4 temporary license to practice veterinary medicine.

5       SECTION 15. Subchapter F, Chapter 801, Occupations Code, is  
6 amended by adding Sections 801.259, 801.260, 801.261, 801.262,  
7 801.263, and 801.264 to read as follows:

8       Sec. 801.259. LICENSED EQUINE DENTAL PROVIDER  
9 DESIGNATIONS. (a) A person may not represent to the public that  
10 the person is authorized to perform equine dentistry or use the  
11 titles "dentist," "certified equine dental provider," "equine  
12 dental provider," "CEDP," or "EDP" unless specifically authorized  
13 by Subsection (b).

14       (b) Only a licensed equine dental provider who is certified  
15 in accordance with Section 801.261(a)(3) may use the title  
16 "certified equine dental provider" or the designation "CEDP." Only  
17 a licensed equine dental provider who is licensed before September  
18 1, 2013, and who is not certified in accordance with Section  
19 801.261(a)(3) may use the title "equine dental provider" or the  
20 designation "EDP."

21       Sec. 801.260. LICENSE REQUIRED FOR EQUINE DENTISTRY. A  
22 person may not perform equine dentistry or offer or attempt to act  
23 as an equine dental provider unless the person is:

24               (1) a veterinarian who is active and in good standing;  
25 or

26               (2) a licensed equine dental provider who is active  
27 and in good standing performing under the supervision of a

1 veterinarian who is active and in good standing.

2 Sec. 801.261. LICENSED EQUINE DENTAL PROVIDER:

3 APPLICATION, QUALIFICATIONS, AND ISSUANCE. (a) The board shall  
4 issue an equine dental provider license to a person who is qualified  
5 under this section. A person is qualified to be licensed as an  
6 equine dental provider if the person:

7 (1) passes a jurisprudence examination conducted by  
8 the board in accordance with Section 801.264;

9 (2) is not disqualified under this chapter or board  
10 rule; and

11 (3) is certified by the International Association of  
12 Equine Dentistry or another board-approved certification entity or  
13 organization.

14 (b) An applicant for an equine dental provider license must  
15 submit to the board:

16 (1) an application on the form prescribed by the  
17 board;

18 (2) information to enable the board to conduct a  
19 criminal background check as required by the board; and

20 (3) any other information required by the board.

21 Sec. 801.262. SCOPE OF PRACTICE OF LICENSED EQUINE DENTAL

22 PROVIDER. (a) A licensed equine dental provider may not perform  
23 equine dentistry unless the provider is active and in good standing  
24 and performs equine dentistry under the general supervision of a  
25 veterinarian who is active and in good standing.

26 (b) A licensed equine dental provider may perform only the  
27 following equine dental procedures:



- (1) removing sharp enamel points;
- (2) removing small dental overgrowths;
- (3) rostral profiling of the first cheek teeth;
- (4) reducing incisors;
- (5) extracting loose, deciduous teeth;
- (6) removing supragingival calculus;
- (7) extracting loose, mobile, or diseased teeth or dental fragments with minimal periodontal attachments by hand and without the use of an elevator; and
- (8) removing erupted, non-displaced wolf teeth.

(c) Subsection (b) may not be construed to prohibit an employee of a veterinarian who is not a licensed equine dental provider from performing the equine dental procedures described in Subsection (b) if the employee is under the direct supervision of a veterinarian.

(d) A copy of the dental chart of an equine animal is to be left with the person who authorizes an equine dental procedure and is to be made available to the supervising veterinarian upon request.

Sec. 801.263. LICENSED EQUINE DENTAL PROVIDER RESPONSIBILITY. A licensed equine dental provider shall be held to the same standard of care as a veterinarian when the provider performs the equine dental procedures described in Section 801.262(b).

Sec. 801.264. JURISPRUDENCE EXAMINATION. The board shall develop and administer a jurisprudence examination for licensed equine dental providers to determine an applicant's knowledge of

1 this chapter, board rules, and any other applicable laws of this  
2 state affecting the applicant's equine dentistry practice.

3 SECTION 16. Sections 801.303(b) and (c), Occupations Code,  
4 are amended to read as follows:

5 (b) A person whose license has been expired for 90 days or  
6 less may renew the license by paying to the board a renewal fee that  
7 is equal to the sum of 1-1/2 times the renewal fee set by the board  
8 under Section 801.154(a) and the additional fee required by Section  
9 801.154(b), if applicable.

10 (c) A person whose license has been expired for more than 90  
11 days but less than one year may renew the license by paying to the  
12 board a renewal fee that is equal to the sum of two times the renewal  
13 fee set by the board under Section 801.154(a) and the additional fee  
14 required by Section 801.154(b), if applicable.

15 SECTION 17. Section 801.304, Occupations Code, is amended  
16 to read as follows:

17 Sec. 801.304. FEE EXEMPTION. A veterinarian [~~license~~  
18 ~~holder~~] is exempt from the fee requirements imposed under Section  
19 801.303 if the veterinarian [~~license holder~~]:

20 (1) is on active duty with the Armed Forces of the  
21 United States and does not engage in private or civilian practice;  
22 or

23 (2) is permanently and totally retired.

24 SECTION 18. Section 801.305(a), Occupations Code, is  
25 amended to read as follows:

26 (a) A person who was licensed to practice veterinary  
27 medicine in this state, moved to another state, and is currently

1 licensed in good standing and has been in practice in the other  
2 state for the two years preceding the date of application may obtain  
3 a new license to practice veterinary medicine without  
4 reexamination.

5 SECTION 19. Section 801.306, Occupations Code, is amended  
6 to read as follows:

7 Sec. 801.306. INACTIVE STATUS. The board by rule may  
8 provide for the placement of a license holder [~~veterinarian~~] on  
9 inactive status. The rules adopted under this section must include  
10 a limit on the time a license holder [~~veterinarian~~] may remain on  
11 inactive status.

12 SECTION 20. Sections 801.307(a) and (b), Occupations Code,  
13 are amended to read as follows:

14 (a) The board by rule shall establish a minimum number of  
15 hours of continuing education required to renew a license to  
16 practice veterinary medicine. The board shall require six hours of  
17 continuing education annually to renew an equine dental provider  
18 license.

19 (b) The board may:

20 (1) establish general categories of continuing  
21 education that meet the needs of license holders [~~veterinarians~~];  
22 and

23 (2) require a license holder [~~veterinarian~~] to  
24 successfully complete continuing education courses.

25 SECTION 21. Sections 801.352(b) and (c), Occupations Code,  
26 are amended to read as follows:

27 (b) A veterinarian may not:

1           (1) allow a person who does not hold a license to  
2 practice veterinary medicine issued under this chapter to interfere  
3 with or intervene in the veterinarian's practice of veterinary  
4 medicine; or

5           (2) submit to interference or intervention by a person  
6 who does not hold a license to practice veterinary medicine issued  
7 under this chapter.

8           (c) A veterinarian shall avoid a relationship that may  
9 result in interference with or intervention in the veterinarian's  
10 practice of veterinary medicine by a person who does not hold a  
11 license to practice veterinary medicine issued under this chapter.

12       SECTION 22. Section 801.3541, Occupations Code, is amended  
13 to read as follows:

14       Sec. 801.3541. LOCATION OF VETERINARY PRACTICE. The  
15 premises on which a veterinary practice is located may be owned by a  
16 person or other legal entity that does not hold a license to  
17 practice veterinary medicine issued under this chapter.

18       SECTION 23. Sections 801.402, 801.403, and 801.404,  
19 Occupations Code, are amended to read as follows:

20       Sec. 801.402. GENERAL GROUNDS FOR LICENSE DENIAL OR  
21 DISCIPLINARY ACTION. A person is subject to denial of a license or  
22 to disciplinary action under Section 801.401 if the person:

23           (1) presents to the board dishonest or fraudulent  
24 evidence of the person's qualifications;

25           (2) commits fraud or deception in the examination  
26 process or to obtain a license;

27           (3) is chronically or habitually intoxicated,

1 chemically dependent, or addicted to drugs;

2 (4) engages in dishonest or illegal practices in, or  
3 connected with, the practice of veterinary medicine or the practice  
4 of equine dentistry;

5 (5) is convicted of a felony under the laws of this  
6 state, another state, or the United States;

7 (6) engages in practices or conduct that violates the  
8 board's rules of professional conduct;

9 (7) permits another to use the person's license to  
10 practice veterinary medicine or to practice equine dentistry in  
11 this state;

12 (8) fraudulently issues a health certificate,  
13 vaccination certificate, test chart, or other form used in the  
14 practice of veterinary medicine or the practice of equine dentistry  
15 that relates to the presence or absence of animal disease;

16 (9) issues a false certificate relating to the sale  
17 for human consumption of inedible animal products;

18 (10) commits fraud in connection with the application  
19 or reporting of a test of animal disease;

20 (11) pays or receives a kickback, rebate, bonus, or  
21 other remuneration for treating an animal or for referring a client  
22 to another provider of veterinary or equine dental services or  
23 goods;

24 (12) performs or prescribes unnecessary or  
25 unauthorized treatment;

26 (13) orders a prescription drug or controlled  
27 substance for the treatment of an animal without first establishing

1 a veterinarian-client-patient relationship;

2 (14) refuses to admit a board representative to  
3 inspect the person's client and patient records and business  
4 premises during regular business hours;

5 (15) fails to keep the person's equipment and business  
6 premises in a sanitary condition;

7 (16) commits gross malpractice or a pattern of acts  
8 that indicate consistent malpractice, negligence, or incompetence  
9 in the practice of veterinary medicine or the practice of equine  
10 dentistry; or

11 (17) is subject to disciplinary action in another  
12 jurisdiction, including the suspension, probation, or revocation  
13 of a license to practice veterinary medicine or to practice equine  
14 dentistry issued by another jurisdiction.

15 Sec. 801.403. FAILURE TO REPORT DISEASE. The board may  
16 suspend or revoke a license to practice veterinary medicine, place  
17 a veterinarian [~~license holder~~] on probation, or reprimand a  
18 veterinarian [~~license holder~~] if the veterinarian [~~license holder~~]  
19 knowingly fails to report a disease to the Texas Animal Health  
20 Commission as required by Section 161.101, Agriculture Code.

21 Sec. 801.404. FAILURE TO MAINTAIN RECORDS. The board may  
22 suspend or revoke a license to practice veterinary medicine issued  
23 under this chapter or place on probation a veterinarian [~~license~~  
24 ~~holder~~] if the veterinarian [~~license holder~~] fails to maintain  
25 records as required by Section 801.359.

26 SECTION 24. Section 801.502(a), Occupations Code, is  
27 amended to read as follows:

1 (a) The board, through the attorney general or a district or  
2 county attorney, may bring an action for an injunction, or a  
3 proceeding incident to an injunction, to:

4 (1) enforce this chapter; or

5 (2) enjoin a person, including a corporation,  
6 organization, business trust, estate, trust, partnership,  
7 association, or other legal entity, from practicing veterinary  
8 medicine or equine dentistry in violation of this chapter.

9 SECTION 25. Sections 801.506(a) and (b), Occupations Code,  
10 are amended to read as follows:

11 (a) A sole proprietorship, partnership, or corporation may  
12 not engage in veterinary medicine unless the owner, each partner,  
13 or each shareholder, as appropriate, holds a license to practice  
14 veterinary medicine issued under this chapter.

15 (b) A corporation, organization, business trust, estate,  
16 trust, partnership, association, or other legal entity not owned  
17 exclusively by one or more persons licensed to practice veterinary  
18 medicine under this chapter may not engage in veterinary medicine.

19 SECTION 26. Section 801.508(a), Occupations Code, is  
20 amended to read as follows:

21 (a) If it appears to the board that a person is engaging in  
22 an act or practice that constitutes the practice of veterinary  
23 medicine without a license or the practice of equine dentistry  
24 without a license under this chapter, the board, after notice and  
25 opportunity for a hearing, may issue a cease and desist order  
26 prohibiting the person from engaging in the activity.

27 SECTION 27. Chapter 801, Occupations Code, is amended by

1 adding Subchapter L to read as follows:

2 SUBCHAPTER L. EQUINE DENTAL PROVIDER ADVISORY COMMITTEE

3 Sec. 801.551. EQUINE DENTAL PROVIDER ADVISORY COMMITTEE.

4 (a) The equine dental provider advisory committee is an informal  
5 advisory committee to the board and is not subject to Chapter 2110,  
6 Government Code.

7 (b) The advisory committee does not have any independent  
8 rulemaking authority but shall advise and assist the board in  
9 adopting rules relating to licensed equine dental providers.

10 (c) The board shall consult the advisory committee  
11 regarding matters relating to a disciplinary action that involves a  
12 licensed equine dental provider.

13 Sec. 801.552. APPOINTMENT OF ADVISORY COMMITTEE. (a) The  
14 equine dental provider advisory committee is composed of three  
15 members appointed by the presiding officer of the board as follows:

16 (1) two members who are licensed equine dental  
17 providers, have resided in and engaged in the practice of smoothing  
18 or filing teeth by floating in this state for the five years  
19 immediately preceding the date of appointment, and are of good  
20 repute; and

21 (2) one veterinarian member who is active and in good  
22 standing and who supervises a licensed equine dental provider.

23 (b) Notwithstanding Subsection (a)(1), the advisory  
24 committee members appointed under Subsection (a)(1) are not  
25 required to hold a license to practice equine dentistry issued  
26 under this chapter until September 1, 2012. This subsection  
27 expires September 1, 2013.



1        (c) Appointments to the advisory committee shall be made  
2 without regard to the race, color, disability, sex, religion, age,  
3 or national origin of the appointees.

4        Sec. 801.553. TERMS; VACANCY. (a) Members of the equine  
5 dental provider advisory committee are appointed for staggered  
6 six-year terms. The terms of the members expire on February 1 of  
7 each odd-numbered year.

8        (b) If a vacancy occurs during a member's term, the  
9 presiding officer of the board shall appoint a new member to fill  
10 the unexpired term.

11        (c) An advisory committee member may not serve more than two  
12 consecutive full terms.

13        Sec. 801.554. GROUNDS FOR REMOVAL. (a) It is a ground for  
14 removal from the equine dental provider advisory committee that a  
15 member:

16                (1) does not have at the time of appointment the  
17 qualifications required by Section 801.552;

18                (2) does not maintain during service on the advisory  
19 committee the qualifications required by Section 801.552; and

20                (3) cannot, because of illness or disability,  
21 discharge the member's duties for a substantial part of the member's  
22 term.

23        (b) The validity of an action of the advisory committee is  
24 not affected by the fact that it is taken when a ground for removal  
25 of an advisory committee member exists.

26        Sec. 801.555. OFFICERS. The presiding officer of the board  
27 shall designate biennially an equine dental provider advisory

1 committee member as the presiding officer of the advisory committee  
2 to serve in that capacity at the will of the presiding officer of  
3 the board.

4 Sec. 801.556. REIMBURSEMENT; COMPENSATION. An equine  
5 dental provider advisory committee member is not entitled to  
6 reimbursement for travel expenses or compensation.

7 Sec. 801.557. MEETINGS. (a) The equine dental provider  
8 advisory committee shall meet at the call of the presiding officer  
9 of the board.

10 (b) A meeting may be held by telephone conference call.

11 SECTION 28. Subchapter F, Chapter 411, Government Code, is  
12 amended by adding Section 411.0995 to read as follows:

13 Sec. 411.0995. ACCESS TO CRIMINAL HISTORY RECORD  
14 INFORMATION: STATE BOARD OF VETERINARY MEDICAL EXAMINERS. The  
15 State Board of Veterinary Medical Examiners is entitled to obtain  
16 from the department criminal history record information maintained  
17 by the department that relates to a person who is:

18 (1) an applicant for a license to practice equine  
19 dentistry under Chapter 801, Occupations Code; or

20 (2) the holder of a license under that chapter.

21 SECTION 29. (a) Not later than October 1, 2011, the  
22 presiding officer of the State Board of Veterinary Medical  
23 Examiners shall appoint the initial members of the equine dental  
24 provider advisory committee established under Subchapter L,  
25 Chapter 801, Occupations Code, as added by this Act, with the term  
26 of one member expiring February 1, 2013, the term of one member  
27 expiring February 1, 2015, and the term of one member expiring

1 February 1, 2017.

2 (b) Not later than June 1, 2012, the State Board of  
3 Veterinary Medical Examiners, in consultation with the equine  
4 dental provider advisory committee established under Subchapter L,  
5 Chapter 801, Occupations Code, as added by this Act, shall adopt the  
6 rules, procedures, and jurisprudence examination required to  
7 implement the licensure of equine dental providers under Chapter  
8 801, Occupations Code, as amended by this Act.

9 (c) Notwithstanding Section 801.260, Occupations Code, as  
10 added by this Act, a person employed as an equine dental provider is  
11 not required to hold a license under Chapter 801, Occupations Code,  
12 and is not subject to the imposition of a penalty for not holding a  
13 license under that chapter before September 1, 2012.

14 SECTION 30. (a) Before September 1, 2012, the State Board  
15 of Veterinary Medical Examiners shall issue an equine dental  
16 provider license required by Section 801.260, Occupations Code, as  
17 added by this Act, to a person who is not certified by the  
18 International Association of Equine Dentistry or another  
19 board-approved entity or organization if the person:

20 (1) presents proof of graduation from and completion  
21 of 280 hours of course work at a board-approved equine dental school  
22 or another board-approved entity or organization; and

23 (2) submits, with the application and other  
24 information required under Section 801.261(b), Occupations Code,  
25 as added by this Act, two notarized affidavits in which  
26 veterinarians who are licensed to practice in this state and are in  
27 good standing with the board state that they know the person and

1 that the person is competent in the practice of smoothing or filing  
2 teeth by floating.

3 (b) A license issued under this section may be renewed in  
4 the same manner as a license issued to a person under Section  
5 801.261, Occupations Code, as added by this Act.

6 (c) The State Board of Veterinary Medical Examiners may  
7 waive the requirement of Subsection (a)(1) if an applicant  
8 demonstrates proficiency by submitting:

9 (1) financial records that show the applicant has  
10 earned the majority of the applicant's income for the two years  
11 preceding the effective date of this Act by performing equine  
12 dental services; or

13 (2) sworn affidavits from at least two clients who  
14 certify that the applicant has performed satisfactorily in  
15 addressing the dental needs of the client's animal.

16 (d) This section expires September 1, 2012.

17 SECTION 31. This Act takes effect September 1, 2011.

David Dewhurst

President of the Senate

Joe Straus

Speaker of the House

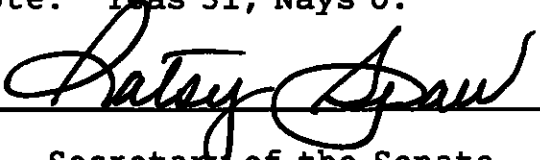
I certify that H.B. No. 414 was passed by the House on April 7, 2011, by the following vote: Yeas 144, Nays 0, 1 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 414 on May 24, 2011, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 414 on May 29, 2011, by the following vote: Yeas 140, Nays 4, 1 present, not voting.

Robert Haney

Chief Clerk of the House

H.B. No. 414

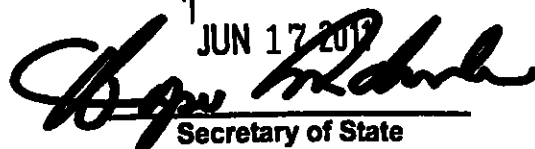
I certify that H.B. No. 414 was passed by the Senate, with amendments, on May 20, 2011, by the following vote: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 414 on May 29, 2011, by the following vote: Yeas 31, Nays 0.

  
Secretary of the Senate

APPROVED: 17 Jun '11  
Date

  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
4pm O'CLOCK

  
JUN 17 2012  
Secretary of State